

CONGRESSIONAL RECORD SUMMARY

Wednesday, September 26, 2001

SENATE

Measure Introduced:

S. 1473. A bill to amend title 49, United States Code, to provide for the enhancement of security at airports in the United States.

Johnson

Page S 9875

Measure Passed:

Military Construction Appropriations: *Committee on Appropriations was discharged from further consideration of H.R. 2904*, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2002, and by a unanimous vote of 97 yeas (Vote No. 288), the bill was then passed, after taking action on the following amendments proposed thereto:

Pages S 9828-33, D 943

Adopted:

Feinstein/Hutchison Amendment No. 1692, in the nature of a substitute.

Pages S 9830, D 943

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Feinstein, Inouye, Johnson, Landrieu, Reid, Byrd, Hutchison, Burns, Craig, DeWine and Stevens.

Pages S 9833, D 943

S. 1438. Department of Defense Authorization:

Senate continued consideration of S. 1438, to authorize appropriations for fiscal year 2002 for military activities of the Department of Defense, for military constructions, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on the following amendments proposed thereto:

Pages S 9833-45, D 944

Adopted:

Warner (for Bunning) Amendment No. 1699, to require a determination on the *advisability of amending the Federal Acquisition Regulation* to authorize treatment of financing costs as an allowable expense under contracts for utility services from utility systems privatized under the utility privatization initiative.

Pages S 9833-8, D 944

Levin (for Carnahan) Amendment No. 1700, relating to chemical and biological protective equipment for military and civilian personnel of the Department of Defense.

Pages S 9833-8, D 944

Warner (for Lugar) Amendment No. 1704, to modify certain provisions relating to Cooperative Threat Reduction programs.

Pages S 9833-8, D 944

Warner (for Voinovich/DeWine) Amendment No. 1715, to repeal certain limitations on the exercise of voluntary separation incentive pay authority and voluntary early retirement authority.

Pages S 9833-8, D 944

S. 1438. Department of Defense Authorization (Cont'd.):

See Page S 9918: SA 1691--Submitted by Mr. Inhofe. SEC. 6508. EXPEDITED JUDICIAL REVIEW.

(a) Filing of Complaint.--

(1) Deadline.--Subject to paragraph (2), any complaint seeking judicial review of any provision of this title or any action of the Secretary under this title shall be filed in any appropriate district court of the United States--

(A) except as provided in subparagraph (B), within the 90-day period beginning on the date of the action being challenged; or

(B) in the case of a complaint based solely on grounds arising after such period, within 90 days after the complainant knew or reasonably should have known of the grounds for the complaint.

(2) Venue.--Any complaint seeking judicial review of an action of the Secretary under this title may be filed only in the United States Court of Appeals for the District of Columbia.

(3) Limitation on scope of certain review.--Judicial review of a Secretarial decision to conduct a lease sale under this title, including the environmental analysis thereof, shall be limited to whether the Secretary has complied with the terms of this division and shall be based upon the administrative record of that decision. The Secretary's identification of a preferred course of action to enable leasing to proceed and the Secretary's analysis of environmental effects under this division shall be presumed to be correct unless shown otherwise by clear and convincing evidence to the contrary.

(b) Limitation on Other Review.--Actions of the Secretary with respect to which review could have been obtained under this section shall not be subject to judicial review in any civil or criminal proceeding for enforcement.

A unanimous-consent agreement was reached providing for first degree amendments to be filed until 1 p.m., Monday, October 1, 2001, and second degree amendments until 9:45 a.m. on Tuesday, October 2, 2001. Senate will resume consideration of the bill on Monday, October 1, 2001. Defense Production Act Amendments: Senate concurred in the House amendments to the Senate amendment to **H.R. 2510**, to extend the expiration date of the Defense Production Act of 1950.

Pages S 9856-7, D 944

Committee Meetings:

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings to examine the Administration's national strategy to combat domestic and international money laundering.

Committee on Energy and Natural Resources: Committee concluded closed hearings to examine critical energy infrastructure security and the energy industry's response to the events of September 11, 2001.

Page D 946

Remarks:

American Service Members Protection Act.

"... Instead of helping the United States go after real war criminals and terrorists, the International Criminal Court has the unbridled power to intimidate our military people and other citizens with bogus, politicized prosecutions. Similar creations of the United Nations have shown that this is inevitable..."

Helms

Pages S 9854-6

An International Criminal Court.

Dodd

Pages S 9859-62

HOUSE

Committee Meetings:

Committee on Government Reform: Subcommittee on Government Efficiency, Financial Management and Intergovernmental Relations held a hearing on *“Information Technology--Essential Yet Vulnerable: How Prepared Are We for Attack?”*

Permanent Select Committee on Intelligence: Subcommittee on Terrorism and Homeland Security held a hearing on terrorism.

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Next SENATE MEETING: Friday, 10:00 a.m., September 28, 2001.

Next HOUSE MEETING: Friday, 10:00 a.m., September 28, 2001.

OLA: S. Schwarz (Smith)